

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHERYL BECK : CIVIL ACTION
vs. :
ARCADIA CAPITAL GROUP, INC., :
MICHAEL GOLDNER, and :
GOLDNER, PAPANDON & DELUCCIA, :
LLC : NO. 09-CV-1360

FILED

OCT 01 2009

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

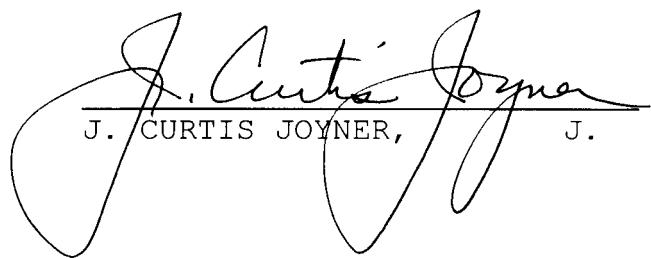
ORDER

AND NOW this ^{30th} day of September, 2009, upon consideration of Defendants' Motions to Dismiss the Plaintiff's Complaint Pursuant to Fed. R. Civ. P. 12(b)(6), (Doc. Nos. 8 and 9) and Plaintiff's Response thereto, it is hereby ORDERED that the Motions are GRANTED IN PART and DENIED IN PART as follows and for the reasons set forth in the preceding Memorandum Opinion:

- (1) Plaintiffs' Claims against Defendants Michael Goldner and Goldner, Papandon & Deluccia in Counts I and II of the Complaint are DISMISSED with prejudice;
- (2) Counts V and IX of the Complaint are DISMISSED with prejudice;
- (3) Counts VII and VIII are DISMISSED without prejudice;
- (4) Count XI is DISMISSED with prejudice, although Plaintiff is given leave to amend her complaint to include a claim for punitive damages in the wherefore clauses of those remaining

counts in which such damages claims may be appropriate.

BY THE COURT:



J. CURTIS JOYNER, J.

A handwritten signature in black ink, appearing to read "J. Curtis Joyner". Below the signature, the name "J. CURTIS JOYNER" is printed in a smaller, sans-serif font, followed by a comma and the initials "J.".